

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

W.C. HERAEUS GMBH & CO. KG,)	
and W.C. HERAEUS, INC.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 04-904 (KAJ)
)	
MARJORIE JOY LYNN, LYNN)	
PLASMA, INC., NXEDGE, INC.,)	
and NXEDGE OF BOISE INC.,)	
)	
Defendants.)	
_____)	

NXEDGE’S NOTICE OF DEPOSITION OF MARCUS WENDEL

Please take notice that Defendant NxEdge Inc. of Boise will take the deposition upon oral examination of Marcus Wendel. The deposition will take place at a location, date, and time to be mutually agreed upon by counsel for the parties to this action, but not later than the close of discovery. NxEdge respectfully requests that Heraeus provide available dates within one week of this notice. After such time, NxEdge will schedule a date and time of its convenience.

The deposition will be taken before an officer authorized to administer oaths, and will be recorded by real-time stenographic, videographic and/or audiographic means. The deposition will be taken for the purpose of discovery, use at trial, or for any other purpose permitted by the Federal Rules of Civil Procedure. The deposition will continue from day to day until completed.

CONNOLLY BOVE LODGE & HUTZ

/s/ Kevin M. Baird

Kevin M. Baird (# 4219)

The Nemours Building

1007 North Orange Street

Wilmington, DE 19899-2207

Tel: (302) 252-4234

Fax: (302) 255-4311

kbaird@cblh.com

Attorneys for Defendant NxEdge of Boise Inc.

OF COUNSEL:

Lawrence D. Graham, Esq.

David A. Lowe, Esq.

Black Lowe & Graham, PLLC

701 Fifth Avenue, Suite 4800

Seattle, WA 98104

Tel: (208) 342-5000

Dated: July 30, 2005

CERTIFICATE OF SERVICE

I, Kevin M. Baird, Esq. hereby certify that on June 30, 2005, copies of the foregoing document were caused to be served upon the following:

BY ELECTRONIC FILING AND HAND DELIVERY

Karen Jacobs Loudon, Esquire
Leslie A. Polizoti, Esquire
Morris, Nichols, Arsht & Tunnell
1201 N. Market Street
P.O. Box 1347
Wilmington, DE 19899

/s/ Kevin M. Baird

Kevin M. Baird (# 4219)